

**MEMO ENDORSED**

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BY FAX at (212) 805-6724
The Honorable Frank Maas
United States Magistrate Judge
Southern District of New York
500 Pearl Street
New York, New York 10007

*The conference will be
cancelled if the ship is
received in advance of the
conference.*

Re: Albert Escalot v. City of New York, et al., 08 CV 96 (SHS)(FM)

Dear Magistrate Judge Maas:

*Maas, USMJ,
8/4/08*

I am an Assistant Corporation Counsel in the Special Federal Litigation Division of the New York City Law Department and the attorney for defendant City of New York in the above-referenced matter. After speaking with plaintiff's counsel earlier this morning, I am writing to inform the Court that plaintiff has agreed to voluntarily withdraw this action pursuant to Fed. R. Civ. P. 41(a)(1)(A)(ii). A stipulation of voluntary dismissal will be filed with the Court shortly. Accordingly, I write on behalf of the parties to request that the settlement conference currently scheduled for August 7, 2008 at 10:30 a.m. be cancelled as moot.

Thank you for your consideration in this regard.

Respectfully submitted,

Bradford C. Patrick
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Special Federal Litigation Division

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